

Date

Edward J. Deano, Jr.  
895 Park Avenue  
Mandeville, LA 70448

**Re: Ethics Board Docket No. 2016-509**

Dear Mr. Deano:

The Louisiana Board of Ethics, at its August 19, 2016 meeting, considered your request to reconsider an advisory opinion issued on June 17, 2016, as to whether members of the Municipal Police Employees' Civil Service Board and the Municipal Employees' Civil Service Board for the City of Mandeville are required to file annual personal financial disclosure statements pursuant to La. R.S. 42:1124.2.1. You stated that the Municipal Police Employees' Civil Service Board was created by Act 84-164 and amended by Act 09-418, and the Municipal Employees' Civil Service Board was created pursuant to Article IV, Section 4-05 of the Mandeville Home Rule Charter which is authorized by the Louisiana Constitution of 1974 Article VI, Section 5. You also stated that both boards are comprised of the same members with terms that run concurrently with each member receiving a payment of \$50,000 from the City of Mandeville for each meeting attended. Finally, you stated that all expenses of both boards, including per diems and expenses for legal representation for cases regarding Civil Service employee appeals, are paid for by the City of Mandeville through appropriation of funds in the city budget which is approved by the Mandeville City Council. You provided Article IV, Section 4-02 of the Mandeville Home Rule Charter which states that assistant city attorneys shall be appointed by the city attorney subject to approval by the council.

The Board concluded, and instructed me to inform you, that members of the Municipal Police Employees' Civil Service Board and the Municipal Employees' Civil Service Board are not required to file annual personal financial disclosure statements because neither board has the authority to expend, disburse or invest \$10,000 or more of funds in a fiscal year. La. R.S. 42:1124.2.1 requires financial disclosure for each member and designee of a board or commission which has the authority to expend, disburse or invest \$10,000 or more of funds in a fiscal year on or before May 15<sup>th</sup> of each year during which the person holds office and the year following termination of the holding of such office.

This advisory opinion is based solely on the facts as set forth herein. Changes to the facts as presented may result in a different application of the provisions of the Code of Ethics. The Board issues no opinion as to past conduct or as to laws other than the Code of Governmental Ethics. If you have any questions, please contact me at (800) 842-6630 or (225) 219-5600.

Sincerely,

**LOUISIANA BOARD OF ETHICS**

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Jennifer T. Land  
For the Board